IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT CHANDIGARH

RSA.No.26 of 2007

DATE OF ORDER: 11.1.2007

State of Haryana

...Petitioner(s)

Versus

Kartar Singh

....Respondent(s)

CORUM : HON'BLE MR. JUSTICE M.M. AGGARWAL

.*.*.*.

Present: Mr. Narender Sura, AAG, Haryana.

M.M. AGGARWAL,J

This is regular second appeal against judgment dated 4.10.2006 passed by District Judge, Rohtak whereby an appeal filed by the State of Haryana i.e present appellant against judgment dated 3.8.2006 passed by Civil Judge(Sr.Divn.), Rohtak had been dismissed.

Vide judgment of the Civil Judge(Sr.Divn.), Rohtak, suit of the plaintiff, now respondent, who is an employee of Haryana, was decreed to the extent that the plaintiff was entitled to receive interest at the rate of 18% per annum on the retiral benefits from the date of his retirement till the date of payment. He was also allowed 6 % further interest on the amount of interest of 18 % from the date when the retirement benefits were paid till the

date of payment. State of Haryana filed appeal. District Judge, Rohtak partly allowed the appeal that no interest on interest was payable and as such appellant-State of Haryana was to pay interest only 18% from the date of retirement till the payments were made.

On behalf of the State, it is argued that 18% interest is against law and is on excessive side and it could not be allowed.

There are concurrent findings. No law point is involved. In any case, State had used the amount during the period payment was not made.

No merit. Dismissed.

January 11, 2006 (M.M. AGGARWAL)
manoj JUDGE